

AO 440 (Rev. 10/93) Summons in a Civil Action

## RETURN OF SERVICE

SERVICE OF: **SUMMONS, COMPLAINT, CIS, EXHIBITS**  
EFFECTED (1) BY ME: **OUT OF STATE**  
TITLE: **PROCESS SERVER**

DATE: **2/29/08**

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

CARI MASI A/K/A CARY MASI

Place where served:

**5101 NW Hwy 225 A Ocala FL 34482**☒ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:**SYLVIA DEAN**Relationship to defendant: **FARM MANAGER**

Description of person accepting service:

SEX: **F** AGE: **40** HEIGHT: **55 58** WEIGHT: **145** SKIN: **W** HAIR: **B/c** OTHER: \_\_\_\_\_☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

## STATEMENT OF SERVER

TRAVEL \$ \_\_\_\_\_

SERVICES \$ **75**

TOTAL \$ \_\_\_\_\_

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: **2/29/2008**

**SIGNATURE OF OUT OF STATE**  
**GUARANTEED SUBPOENA SERVICE, INC.**  
2009 MORRIS AVENUE  
UNION, NJ 07083

L.S.

ATTORNEY: **ALAN S. FELLHEIMER**  
PLAINTIFF: **AXION POWER INTERNATIONAL, INC.**  
DEFENDANT: **MERCATUS & PARTNERS, LTD.**  
VENUE: **DISTRICT**  
DOCKET: **07 CV 11493**

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

**TZ**